

MAY 04 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Pat Reich Examiner: Torres, Alicia M.
Serial No.: 10/821,026 Group Art Unit: 3671
Filed: April 8, 2004 Docket No.: A480.101.101
Title: RIDING MOWER WITH DECK HEIGHT ADJUSTMENT

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated April 13, 2006. The fee for this Notice of Appeal under 37 C.F.R. §41.20(b) is \$250.00

Small entity status under 37 C.F.R. 1.9 and 1.27 is established by a Statement enclosed or previously submitted.

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136(a) apply.

☒ (a) Applicant petitions for an Extension of Time under 37 C.F.R. §1.136 (fees 37 C.F.R. 1.17(a)(1)-1.17(a)(5) for the total number of months checked below:

- ☒ one month (\$60.00)
☐ two months (\$225.00)
☐ three months (\$510.00)
☐ four months (\$795.00)
☐ The extension fee has already been filed in this application.

☐ (b) Applicant believes that no Extension of Time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a Petition and fee for Extension of Time.

Please charge Deposit Account No. 50-0471 in the amount of \$250.00 + \$60.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-0471 pursuant to 37 C.F.R. 1.25.

05/05/2006 SSITHIB1 00000125 500471 10821026

01 FC:2251 60:00 DA

05/05/2006 SSITHIB1 00000125 500471 10821026

02 FC:2401 250.00 DA

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Title: RIDING MOWER WITH DECKHEIGHT ADJUSTMENT

The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application.

Any inquiry regarding this Notice of Appeal should be directed to John M. Weyrauch at Telephone No. (612) 767-2511, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

Dicke, Billig & Czaja, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402

Respectfully submitted,

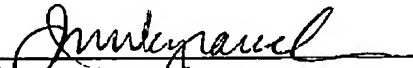
Pat Reich et al.,

By their attorneys,

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Date: May 4, 2006

JMW:imv


John M. Weyrauch
Reg. No. 37,258

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being transmitted via facsimile to Facsimile No. (571) 273-8300 on this 4th day of May, 2006.

By 
Name: John M. Weyrauch